

REMARKS

Claims 5-11, 13, 14, 17-27, 39 and 44 were pending.

Claims 5, 7-11, 13, 14, 17-25, 39 and 44 are cancelled herein.

Claims 6 and 26 are amended herein.

In the final Office Action, Claims 5, 7-11, 13-15, 17-25, 39, and 44 were provisionally rejected under 35 USC 101 as claiming the same invention as claims 5-10, 12-14, 16-24, 36 and 41 in copending USSN 10/421,074. In response, applicants have cancelled claims 5, 7-11, 13-15, 17-25, 39, and 44, thereby overcoming the rejection. Reconsideration and withdrawal of the rejection under 35 USC 101 is respectfully requested.

In the Final Office Action, Claims 6 and 26-28 were provisionally rejected under the judicially created doctrine of obviousness-type double patenting over claims 5, 16, 17, 20 and 25 in copending USSN 10/421,074. Applicants note that claim 28 has been cancelled. With respect to claims 6 and 26-27, the only claims remaining in the present application, Applicants submit herewith a Terminal Disclaimer in accordance with 37 C.F.R. 1.321 overcoming the rejection. Therefore, it is respectfully requested that the Examiner withdraw the obviousness-type double patenting rejection of claims 6 and 26-27.

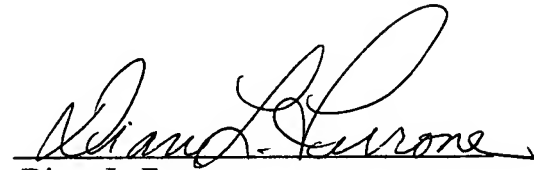
CONCLUSION

Having fully addressed the Examiner's rejections and comments and having re-written claims 6 and 26 in independent form to include all the limitations of their respective base claims and any intervening claims, it is respectfully submitted that the entire application is now in condition for allowance. An early and favorable response is earnestly solicited. If a telephone interview would assist in advancing the prosecution of the subject application, the Examiner is invited to telephone applicant's undersigned attorney at the number provided.

Appl. No. 10/829,011
Amdt. Dated January 3, 2006
Reply to Office Action of Aug. 18, 2005 & Advisory Action of 11/29/2005

The Commissioner is hereby authorized to charge any fees which may be due and owing
with respect to this amendment to Deposit Account No. 502897.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Diane L. Ferrone", written over a horizontal line.

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Dated: January 3, 2006

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